



MEMORANDUM

To: PLANNING COMMISSION **Date:** December 12, 2006
From: COMMUNITY DEVELOPMENT DEPARTMENT
Subject: Review of Draft 2006/2007 SCVWD Capital Improvement Program for consistency with Morgan Hill General Plan

REQUEST

A request from the Santa Clara Valley Water District to review the Draft 2006/2007 Santa Clara Valley Water District Capital Improvement Program for consistency with Morgan Hill General Plan.

RECOMMENDATION

Approval of findings that the Draft 2006/2007 Santa Clara Valley Water District Capital Improvement Program is consistent with the Morgan Hill General Plan.

BACKGROUND

The Santa Clara Valley Water District ('The District') recently completed their first 5-year Capital Improvement Program (CIP). The development of this plan was a non-compulsory procedure established by California Government Code for special districts to develop a 5-year CIP. The Code also establishes a procedure for the special district to refer such plans to the local planning agencies for review as to its consistency with their general plans. To these ends, the District has developed the Draft 2006/2007 SCVWD 5-Year Capital Improvement Program and has submitted it to the City for review and has requested the City to make consistency findings with respect to the General Plan. This report summarizes staff's review and recommendations.

CASE ANALYSIS

The District's 2006-2007 5-Year Capital Improvement Program is a projection of the District's capital funding over a five-year period. The CIP process enables the District to identify resource needs and financial constraints to implement projects. Another goal of the CIP process is to identify projects that implement the District's "Ends Policies" which in effect describe the outcomes or results to be achieved by District staff (similar to General Plan Goals).

Staff has reviewed the CIP and have found that the Ends Policies that are implemented through this CIP are generally consistent with the goals of the Morgan Hill General Plan. Please see the following table for reference of these consistencies:

<u>The District Ends Policy</u>	<u>Morgan Hill General Plan Goal</u>
E-2.1: There is reliable supply of healthy clean drinking water	Community Development Goal 21: Effective Management of water resources Public Health and Safety Goals: 5. Protection of water quality from contamination associated with urbanization 6. Cooperative efforts to ensure regional water quality
E-2.2: There is a reduced potential for flood damages	Community Development Goal 22: Minimal local drainage problems Public Health and Safety Goals: 1. Reduction of potential harm to persons or property from geologic/seismic hazards 4. The least possible damage to persons and property from flooding
E-3.1: Mitigations are implemented to protect watersheds, streams, and the natural resources therein.	Open Space and Conservation Goal 5: Preservation and reclamation of streams and riparian areas as open space
E-3.2: Environmental enhancements are implemented to improve watersheds, streams, and the natural resources therein.	Open Space and Conservation Goals: 1. Preservation of open space areas and natural features 5. Preservation and reclamation of streams and riparian areas as open space 7. Conservation of natural resources

The District's CIP covers projects countywide, therefore, there are relatively few projects identified in the CIP that have a direct impact in Morgan Hill. However, the following projects have been identified through the CIP and have been found to be consistent with General Plan Goals as follows:

Project Name: Dam Instrumentation

Description: This project installs state-of-practice automated geotechnical instrumentation at Anderson Reservoir. Among other things this project will; monitor internal movement and water pressure; capture data related to earthquake-induced displacement and pore pressures; and provide an enhanced system for data collection, communication, and archiving.

GP Consistency: This is consistent with General Plan Public Health and Safety Goal to reduce the potential harm to persons or property from geologic/seismic hazards.

Project Name: Recycled Water South County System Improvements

Description: This project plans, designs, and constructs water recycling systems based on the South County Recycled Water Authority Master Plan to operate and expand the South County Recycled Water System

GP Consistency: This is consistent with General Plan Public Health and Safety Goals to protect water quality from contamination associated with urbanization and cooperative efforts to ensure regional water quality.

Project Name: Llagas Creek, Upper, Buena Vista Rd to Wright Ave

Description: This project plans, designs, and constructs improvements on approximately 16.6 miles of Upper Llagas Creek, from Buena Vista Road (Gilroy) to Wright Ave to provide an increased level of flood protection with adequate freeboard.

GP Consistency: This is consistent with General Plan Community Development Goal to minimize local drainage problems and Public Health and Safety Goal to minimize possible damage to persons and property from flooding. However, the District should also maintain the General Plan Open Space and Conservation Goals for preservation and reclamation of streams and riparian areas as open space and conservation of natural resources.

The District has requested that we provide any feedback and comments regarding the CIP. Staff would like this opportunity to request that City staff be involved earlier on in the development of the CIP. Staff feels that being able to provide input early on in the process would provide mutual benefits in the City's desire to implement our general plan and coordinate efforts with the District. This might also provide a different perspective in determining prioritization of projects from the City's perspective which is another way in providing constructive feedback to the District.

RECOMMENDATION

Staff recommends adoption of the attached resolution making the findings that the Draft 2006/2007 Santa Clara Valley Water District Capital Improvement Program is consistent with the Morgan Hill General Plan. Staff also recommends that the Planning Commission direct the Community Development Director to send a letter to the District Board requesting early consultation in the development of future capital improvement programs.

Attachments:

1. Resolution
2. Draft SCVWD 2006/2007 5-Year Capital Improvement Program (previously distributed)

RESOLUTION NO. _____

**A RESOLUTION OF THE PLANNING COMMISSION OF
THE CITY OF MORGAN HILL FINDING THE SANTA
CLARA VALLEY WATER DISTRICT DRAFT 2006/2007 5-
YEAR CAPITAL IMPROVEMENT PROGRAM
CONSISTENT WITH THE GENERAL PLAN**

WHEREAS, such request was considered by the Planning Commission at their regular meeting on December 12, 2006 at which time the Planning Commission recommended adoption of the SCVWD 2006/2007 5-Year Capital Improvement Program after finding the Program consistent with the General Plan;

**NOW, THEREFORE, THE MORGAN HILL PLANNING COMMISSION DOES
RESOLVE AS FOLLOWS:**

SECTION 1: The proposed Capital Improvement Program is consistent with the General Plan, in that the projects proposed in Morgan Hill will support the goals, policies and programs of the General Plan, enabling orderly development of the City.

SECTION 2: The proposed Capital Improvement program is found to be Exempt from the California Environmental Quality Act under Section 15262 of the CEQA Guidelines.

SECTION 3: Request that the development of future capital improvement programs involves early consultation with city staff to allow the City to identify projects and priorities.

**PASSED AND ADOPTED THIS 12th DAY OF DECEMBER, 2006, AT A
REGULAR MEETING OF THE MORGAN HILL PLANNING COMMISSION
BY THE FOLLOWING VOTE:**

AYES:

NOES:

ABSTAIN:

ABSENT:

ATTEST:

APPROVED:

FRANCES O. SMITH
Deputy City Clerk

ROBERT J. BENICH, Chair